

PROCEEDINGS OF THE COMMON COUNCIL  
IN REGULAR SESSION  
TUESDAY - DECEMBER , 14 , 1976

CITY OF FORT WAYNE, INDIANA  
JOURNAL OF THE PROCEEDINGS  
OF THE COMMON COUNCIL

The Common Council of the City of Fort Wayne met in the Council

Chambers Tuesday evening December 14 A.D., 1976, in  
Regular Session. President James S. Stier in the chair,  
and Charles W. Westerman Clerk, at the desk, present the following  
members \_\_\_\_\_ viz:

BURNS ☒ , HINGA ☒ , HUNTER ☒ ,

MOSES ☒ , NUCKOLS ☒ , DONALD SCHMIDT ☒ ,

VIVIAN SCHMIDT ☒ , STIER ☒ , TALARICO ☒ ,

ABSENT \_\_\_\_\_

COUNCILMAN \_\_\_\_\_ , \_\_\_\_\_ , \_\_\_\_\_ ,

The invocation was given by Reverend John Gillig - Sacred Heart

Catholic Church

Received report from the City Controller for the month of \_\_\_\_\_ ,  
1976. Motion made and carried that report be made a matter of record and placed  
on file.

The minutes of the last Regular November 23 , 1976,  
Special \_\_\_\_\_ , 1976,

Session having been delivered to the Council, were, on motion, approved and  
published.



SACRED HEART RECTORY  
1020 Capitol Avenue  
FORT WAYNE, INDIANA 46806

In the name of the Father and of the Son and of the Holy Spirit. Amen.

Heavenly Father we ask your guidance and insight in our deliberations tonight. Son of God help us to have the good of this community at heart as we contemplate different actions. Spirit of God Inspire this council to be of service to the people of this city. Thanks Lord and may we love each other as you have loved us. Amen



FORT WAYNE, INDIANA 46802

office of the mayor

DATE 12-14-76 MADE A MATTER OF RECORD  
CHARLES W. WESTERMAN, CITY CLERK

November 24, 1976

To the Common Council  
Gentlemen and Mrs. Schmidt:

Today, November 24, 1976, I have approved the following ordinances passed by Common Council at its regular meeting on November 23, 1976.

(Bill No. A-76-11-01)  
APPROPRIATION ORDINANCE NO. A-49-76

AN ORDINANCE transferring certain funds from the Electric Utility to the Electric Utility Cash Reserve Fund

(Bill No. A-76-11-02)  
APPROPRIATION ORDINANCE NO. A-50-76

AN ORDINANCE transferring certain funds from the Electric Utility Cash Reserve Fund to the General Fund

(Bill No. A-76-11-03)  
APPROPRIATION ORDINANCE NO. A-51-76

AN ORDINANCE appropriating certain funds from the General Fund to the Board of Public Works Garbage Collection Account No. 10-660-262

(Bill No. A-76-11-04)  
APPROPRIATION ORDINANCE NO. A-52-76

AN ORDINANCE establishing new accounts for Revenue Sharing and appropriating certain funds from the Revenue Sharing Trust Account

(Bill No. S-76-10-35)  
AS AMENDED  
SPECIAL ORDINANCE NO. S-201-76

AN ORDINANCE amending Special Ordinance S-139-76, Section 9



(Bill No. S-76-11-05)  
SPECIAL ORDINANCE NO. S-202-76

AN ORDINANCE approving a contract with Hefner Chevrolet, Inc., and Poinsett Motors for vehicles for the Fire Department

(Bill No. S-76-11-06)  
SPECIAL ORDINANCE NO. S-203-76

AN ORDINANCE approving Agreements between the County of Allen and the City of Fort Wayne for real estate for the City of Fort Wayne

(Bill No. S-76-11-07)  
SPECIAL ORDINANCE NO. S-204-76

AN ORDINANCE approving Agreement to Purchase real estate from Eileen M. Miller and Shara L. Goodwin

(Bill No. S-76-11-17)  
SPECIAL ORDINANCE NO. S-205-76

AN ORDINANCE amending Special Ordinance No. S-185-76

(Bill No. R-76-11-20)  
RESOLUTION NO. R-89-76

A RESOLUTION transferring certain funds in the 1976 Budget of the Street Department

(Bill No. R-76-11-21)  
RESOLUTION NO. R-90-76

A RESOLUTION transferring certain funds in the 1976 Budget of the Park Department

(Bill No. R-76-11-22)  
RESOLUTION NO. R-91-76

A RESOLUTION authorizing payment to Northway Chrysler Plymouth and Allen County Motors for repair of Board of Public Safety Vehicles

(Bill No. R-76-11-23)  
RESOLUTION NO. R-92-76

A RESOLUTION transferring certain funds in the 1976 Budget of the Community Development & Planning

(Bill No. S-76-11-10)  
SPECIAL ORDINANCE NO. S-206-76

AN ORDINANCE approving a contract with Preferred Products for materials for the Street Lighting Department in the Board of Public Works

(Bill No. S-76-11-11)  
SPECIAL ORDINANCE NO. S-207-76

AN ORDINANCE approving a contract with Westinghouse Electric for materials for Street Lighting Department in the Board of Public Works

(Bill No. S-76-11-12)  
SPECIAL ORDINANCE NO. S-208-76

AN ORDINANCE approving a contract with Dailey Asphalt, for Resolution No. 5730-1976

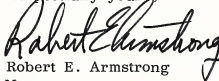
(Bill No. S-76-11-13)  
SPECIAL ORDINANCE NO. S-209-76

AN ORDINANCE approving Change Order No. 11 in connection with Water Pollution Control Expansion Project, Division I - Plant Additions

(Bill No. S-76-11-14)  
SPECIAL ORDINANCE NO. S-210-76

AN ORDINANCE approving a contract with General Electric Co. for repair to Turbine Water Wheel Generator for the Filtration Plant, for the Board of Public Works

Respectfully yours,

  
Robert E. Armstrong  
Mayor



## THE CITY OF FORT WAYNE

COMMUNITY DEVELOPMENT & PLANNING

November 29, 1976

MADE A MATTER OF RECORD  
DATE 12-14-76 CHARLES W. WESTERMAN, CITY CLERK

### COMMUNICATIONS FROM CITY PLAN COMMISSION

The Common Council of the  
City of Fort Wayne  
City-County Building  
One Main Street  
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is the recommendation of the City Plan Commission one one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance Number 2836, amending Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

Bill No. Z-76-10-41

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this  
29th day of November, 1976.

Joseph N. Adair  
Joseph N. Adair  
Secretary





THE CITY OF FORT WAYNE  
COMMUNITY DEVELOPMENT & PLANNING

November 29, 1976

Members of the Common Council  
City-County Building  
One Main Street  
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a copy of a resolution pertaining to one zoning ordinance amendment acted upon by the City Plan Commission at their regular meeting held November 22, 1976. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance involved:

1. Bill No. Z-76-10-41
2. From "R2" to "R3"
3. Intended Use: Apartments
4. Plan Commission Recommendation: DO NOT PASS

This ordinance received a DO NOT PASS recommendation for the following reason:

- a. This request is not in the best interest of the area. We are attempting to preserve the residential character of sound inter-city neighborhoods by discouraging multiple family conversions such as this.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

COMMUNITY DEVELOPMENT AND PLANNING  
Division of Long Range Planning  
and Zoning

*Gary F. Baeten (pr)*

Gary F. Baeten  
Land Use Administrator

GFB:pr

ATT.



RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on October 26, 1976, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-76-10-41; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on November 15, 1976;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO NOT PASS for the reasons that no need has been shown for the Land Use Plan to be amended, the amendment will not be in the best interest of and benefit to the area involved and of and to the City, and the amendment will be detrimental to and conflicts with the overall City Plan; and,

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held November 22, 1976.

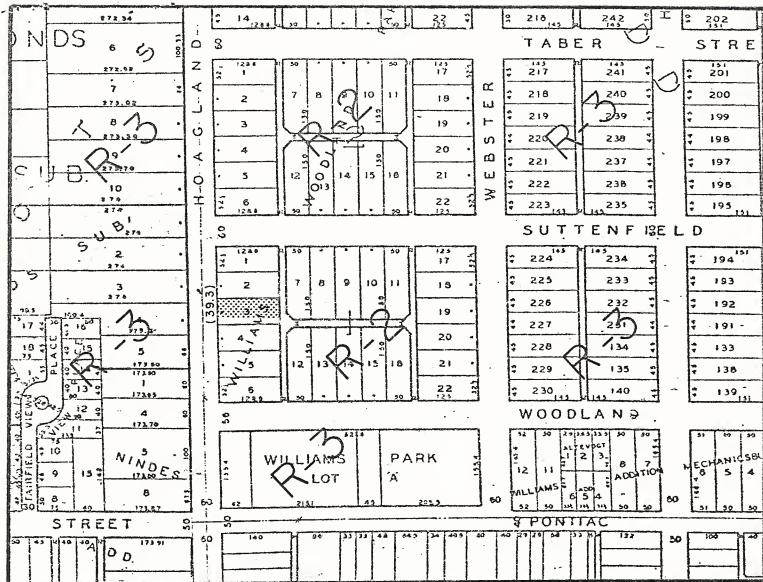
Certified and signed this  
29th day of November, 1976.



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Joseph N. Adair  
Secretary





To be changed from R-2 to R-3

10-5-76

A-2

L.S

2-76-10-41





THE CITY OF FORT WAYNE  
COMMUNITY DEVELOPMENT & PLANNING

DATE 12-11-76 MADE A MATTER OF RECORD  
CHARLES W. WESTERMAN, CITY CLERK

November 29, 1976

COMMUNICATIONS FROM CITY PLAN COMMISSION

The Common Council of the  
City of Fort Wayne  
City-County Building  
One Main Street  
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance Number 2836, amending Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

Bill No. Z-76-10-40

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this  
29th day of November, 1976.

*Joseph N. Adair*

Joseph N. Adair  
Secretary





THE CITY OF FORT WAYNE  
COMMUNITY DEVELOPMENT & PLANNING

November 29, 1976

Members of the Common Council  
City-County Building  
One Main Street  
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a copy of a resolution pertaining to one (1) zoning ordinance amendment acted upon by the City Plan Commission at their regular meeting held November 22, 1976. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance involved:

1. Bill No. Z-76-10-40
2. From "R1" to "B1A"
3. Intended Use: Clock Sales and Repair Shop
4. Plan Commission Recommendation: DO NOT PASS

This ordinance received a DO NOT PASS recommendation for the following reason:

- a. This request is a clear case of spot zoning. The area consists of sound residential homes. Its approval would only begin the gradual deterioration of the neighborhood.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

COMMUNITY DEVELOPMENT AND PLANNING  
Division of Long Range Planning  
and Zoning

*Gary F. Baeten (pr)*

Gary F. Baeten  
Land Use Administrator

GFB:Pr  
ATT.



RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on October 26, 1976, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-76-10-40; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

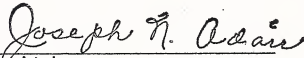
WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on November 15, 1976;

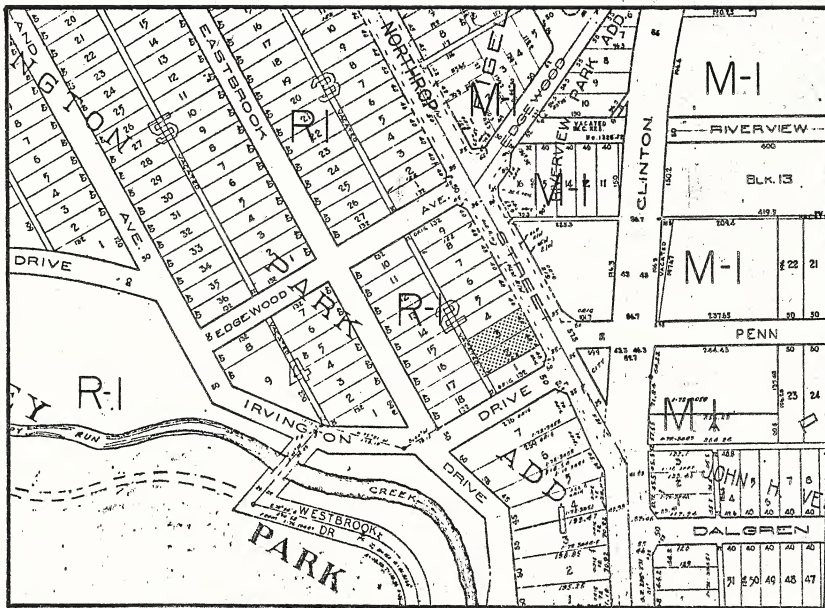
NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO NOT PASS for the reasons that no need has been shown for the Land Use Plan to be amended, the amendment will not be in the best interest of and benefit to the area involved and of and to the City, and the amendment will be detrimental to and conflicts with the overall City Plan; and,


BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held November 22, 1976.

Certified and signed this  
29th day of November, 1976.

  
\_\_\_\_\_  
Joseph N. Adair  
Secretary



 To be changed from R-1 to B-1-A

10-4-76

A-II

L.S.

2-76-10-40

2



THE CITY OF FORT WAYNE  
COMMUNITY DEVELOPMENT & PLANNING

MADE A MATTER OF RECORD

DATE 12-14-76 CHARLES W. WESTERMAN, CITY CLERK

December 2, 1976

COMMUNICATIONS FROM CITY PLAN COMMISSION

The Common Council of the  
City of Fort Wayne  
City-County Building  
One Main Street  
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance Number 2836, amending Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

Bill No. Z-76-08-10

Respectfully Submitted,

CITY PLAN COMMISSION

Certified and signed this  
2nd day of December, 1976.

*Joseph N. Adair*

Joseph N. Adair  
Secretary





## THE CITY OF FORT WAYNE

December 2, 1976

Members of the Common Council  
City-County Building  
One Main Street  
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a copy of a resolution pertaining to one (1) zoning ordinance amendment.

In addition to the reasons outlined in the resolution, the following are addition remarks pertaining to the ordinance involved.

1. Bill No. Z-76-08-10
2. From "R1" to "B1A"
3. This ordinance was requested, by the City Plan Commission, to be WITHDRAWN, due to an error in the legal description. That Plan Commission requested that a new corrected petition be submitted. (See Bill No. Z-76-10-40)

We are therefore requesting that this ordinance be WITHDRAWN.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

COMMUNITY DEVELOPMENT AND PLANNING  
Division of Long Range Planning  
and Zoning

*Gary F. Baeten (pr)*

Gary F. Baeten  
Land Use Administrator

GFB:pr

ATT.



RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on August 24, 1976, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-76-08-10; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission scheduled a public hearing to be held on September 20, 1976; and,

WHEREAS, the City Plan Commission, due to an error in the legal description, requested that the petitioners, and/or attorney representing the petitioners, submit a corrected petition.

WHEREAS, a corrected petition was submitted by the petitioners and public hearing was held on new petition (See Bill No. Z-76-10-40)

WHEREAS, due to the error of the legal description, the City Plan Commission, along with the petitioner, is requesting WITHDRAWAL of this proposed ordinance.

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted by the Fort Wayne City Plan Commission.

Certified and signed this  
2nd day of December, 1976.

*Joseph N. Adair*

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Joseph N. Adair  
Secretary





To be changed from R1 to B1A

8-9-76

A-11

L.S.

3-76-08-10

N





THE CITY OF FORT WAYNE  
COMMUNITY DEVELOPMENT & PLANNING

December 3, 1976

MADE A MATTER OF RECORD  
DATE 12-14-76 CHARLES W. WESTERMAN, CITY CL

COMMUNICATIONS FROM CITY PLAN COMMISSION

The Common Council of the  
City of Fort Wayne  
City-County Building  
One Main Street  
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is the recommendation of the City Plan Commission one one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance Number 2836, amending Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

Bill No. Z-76-10-39

Respectfully submitted,  
CITY PLAN COMMISSION

Certified and signed this  
3rd day of December, 1976.

*Joseph N. Adair*

\_\_\_\_\_  
Joseph N. Adair  
Secretary





THE CITY OF FORT WAYNE  
COMMUNITY DEVELOPMENT & PLANNING

December 3, 1976

Members of the Common Council  
City-County Building  
One Main Street  
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a copy of a resolution pertaining to one (1) zoning ordinance amendment acted upon by the City Plan Commission at their regular meeting held November 22, 1976. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance involved.

1. Bill No. Z-76-10-39
2. From "R3" to "B1A"
3. Intended Use: Barber Shop
4. Plan Commission Recommendation: DO PASS

This ordinance received a DO PASS recommendation for the following reason:

- a. This usage would be compatible with the surrounding uses (Professional Office Park).

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

COMMUNITY DEVELOPMENT AND PLANNING  
Division of Long Range Planning  
and Zoning

*Gary F. Baeten*  
Gary F. Baeten  
Land Use Administrator

GFB:Pr  
ATT.



RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on October 26, 1976, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-76-10-39; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on November 15, 1976;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the city, and the amendment will not be detrimental to and does not conflict with the overall city plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

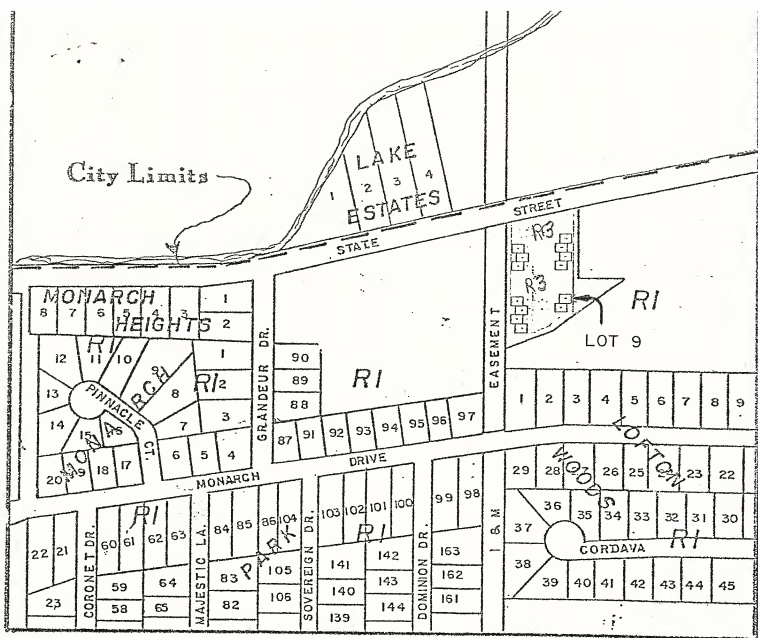
This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held November 22, 1976.

Certified and signed this  
3rd day of December, 1976.

*Joseph N. Adair*

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Joseph N. Adair  
Secretary



Lot # 9, Georgetown Area - Professional Village

Change from "R3" to "B1A"

10-6-76

2-76-10-39

MAILED 12-14-76  
CITY CLERK  
CHARLES W. WESTERMAN, CITY CLERK

November 29, 1976

President of the Common Council  
City of Fort Wayne, Indiana

Gentlemen:

Attached herewith are authenticated copies of the Board of Public Safety  
Regulatory Resolution Numbers: 89/76/E.

For the purpose of enforcement, <sup>88/74/9</sup> please make this communication and the  
attached Regulatory Resolutions a matter of record and incorporate them  
into the minutes of the next Common Council Meeting.

Respectfully submitted,



Director of Public Safety

REGULATORY RESOLUTION NO. 88/76 /D

(Adopted November 29, 19 76)

WHEREAS, Section 20 (a) (2), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55, adopted FEB. 14, 1961. authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 121 of said chapter as so amended delegates to this Board authority to NO PARKING  
(DELEGATED)

\_\_\_\_\_ ; and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated November 23, 1976, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority delegated to this

Board by Section 121 of Chapter 31, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G-55 adopted FEB. 14. 1961. it is hereby

ordered, effective November 29, 1976, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

NO PARKING (DELEGATED)

Bowser Ave. -- west side -- from Emily St. to 60 ft. north thereof.

REGULATORY RESOLUTION NO. 89/76/E

(Adopted November 29, 19 76)

WHEREAS, Section 20(a) (3), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55 adopted FEB. 14 1961 authorizes the Board of Public Safety to make experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with regard to NO PARKING 8:00AM - 9:00AM and 3:00PM - 4:00 PM  
WEEK DAYS ONLY (EMERGENCY), DELETE: TWO HOUR PARKING  
8:00AM - 6:00PM (EMERGENCY); and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated November 23, 19 76, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 20 (a) (3) of Chapter 31 of the Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G-55, adopted FEB. 14, 1961. to make experimental regulations to cover special conditions, it is hereby ordered, effective November 29,

19 76, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

NO PARKING 8:00AM - 9:00AM and 3:00PM - 4:00PM WEEK DAYS ONLY (EMERGENCY)

Bowser Ave. -- west side -- from 60 ft. north of Emily St. to Hurd St.

DELETE:

TWO HOUR PARKING 8:00AM - 6:00PM (EMERGENCY)

Bowser Ave. -- west side -- from Emily St. to Hurd St.



RETURN CERTIFICATE

88/76/D+  
(REGULATORY RESOLUTION NO. 89/76/E)

I hereby certify that I did this 29 day of November, 1976 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, the City Clerk, and the President of the Common Council of the City of Fort Wayne, Indiana, respectively, a copy of the within Regulatory Resolution No. 89/76/E of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Secretary of said Board, in accordance with the provisions of Section 20 (a) of Chapter 31, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance G-55. Adopted Feb. 14, 1961.

John C. Lewin

EXECUTIVE SECRETARY

December 1, 1976

President of the Common Council  
City of Fort Wayne, Indiana

Gentlemen:

Attached herewith are authenticated copies of the Board of Public Safety  
Regulatory Resolution Numbers: 90/76/D. 4 91/76/E.

For the purpose of enforcement, please make this communication and the  
attached Regulatory Resolutions a matter of record and incorporate them  
into the minutes of the next Common Council Meeting.

Respectfully submitted,

  
Director of Public Safety

REGULATORY RESOLUTION NO. 90/76 /D

(Adopted December 1, 19 76)

WHEREAS, Section 20 (a) (2), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55, adopted FEB. 14, 1961. authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 121 of said chapter as so amended delegates to this Board authority to NO PARKING  
(DELEGATED)

\_\_\_\_\_ ; and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated December 1, 19 76, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority delegated to this

Board by Section 121 of Chapter 31, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G-55 adopted FEB. 14. 1961. it is hereby

ordered, effective December 1, 19 76, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

NO PARKING (DELEGATED)

Beacon St. -- east side -- from State Blvd. to 80 ft. north thereof

REGULATORY RESOLUTION NO. 91/76/E

(Adopted December 1, 19 76)

WHEREAS, Section 20(a) (3), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55 adopted FEB. 14 1961 authorizes the Board of Public Safety to make experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with regard to SPEED LIMIT 25 MPH WHEN CHILDREN PRESENT (EMERGENCY), SPEED LIMIT 40 MPH (EMERGENCY)

\_\_\_\_\_ ; and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated December 1, 19 76, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 20 (a) (3) of Chapter 31 of the Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G-55. adopted FEB. 14, 1961. to make experimental regulations to cover special conditions, it is hereby ordered, effective December 1, 19 76, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

SPEED LIMIT 25 MPH WHEN CHILDREN PRESENT (EMERGENCY)

Pontiac St. -- from Oliver St. to 150 ft. west of Gay St.

SPEED LIMIT 40 MPH (EMERGENCY)

Goshen Rd. -- from Sherman Blvd. to Coliseum Blvd.

RETURN CERTIFICATE

(REGULATORY RESOLUTION NO. 90/76/D & 91/76/E.)

I hereby certify that I did this 1 day of December, 1976 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, the City Clerk, and the President of the Common Council of the City of Fort Wayne, Indiana, respectively, a copy of the within Regulatory Resolution No. 90/76/D of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Secretary of said Board, in accordance with the provisions of Section 20 (a) of Chapter 31, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance G-55. Adopted Feb. 14, 1961.

John C. Leitch  
EXECUTIVE SECRETARY

MADE A MATTER OF RECORD  
DATE 12-14-76 CHARLES W. WESTERMAN, CITY CLERK

December 6, 1976

President of the Common Council  
City of Fort Wayne, Indiana

Gentlemen:

Attached herewith are authenticated copies of the Board of Public Safety  
Regulatory Resolution Numbers: 92/76/E.

For the purpose of enforcement, please make this communication and the  
attached Regulatory Resolutions a matter of record and incorporate them  
into the minutes of the next Common Council Meeting.

Respectfully submitted,



Director of Public Safety

REGULATORY RESOLUTION NO. 92/76 /E

(Adopted December 6, 1976)

WHEREAS, Section 20(a) (3), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55 adopted FEB. 14 1961 authorizes the Board of Public Safety to make experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with regard to ONE WAY STREET (EMERGENCY)

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; and,

WHEREAS, the City Traffic : Engineer has, by written memorandum dated December 6, 19 76, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 20 (a) (3) of Chapter 31 of the Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G-55. adopted FEB. 14, 1961. to make experimental regulations to cover special condi-

tions, it is hereby ordered, effective December 6,

19 76, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

ONE WAY STREET (EMERGENCY)

Suttenfield St. -- westbound -- from Hanna St. to Lafayette St.

RETURN CERTIFICATE

(REGULATORY RESOLUTION NO. 92/76/E)

I hereby certify that I did this 6 day of December, 1976 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, the City Clerk, and the President of the Common Council of the City of Fort Wayne, Indiana, respectively, a copy of the within Regulatory Resolution No. 92/76/E of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Secretary of said Board, in accordance with the provisions of Section 20 (a) of Chapter 31, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance G-55. Adopted Feb. 14, 1961.

A handwritten signature in blue ink, appearing to read "John C. Bender", is written over a horizontal line.

EXECUTIVE SECRETARY



CALL, CONSENT AND WAIVER OF NOTICE OF A REORGANIZATION  
MEETING OF THE COMMON COUNCIL OF THE CITY OF  
FORT WAYNE, INDIANA, TO BE HELD  
MONDAY, JANUARY 3, 1977

We, the undersigned, being all of the members of the Common Council  
of the City of Fort Wayne, Indiana do hereby call a <sup>reorganization</sup> ~~special~~ meeting of said Council  
to be held on Monday, January 3, 1977 at 7:00 o'clock P.M.,  
E.S.T. and jointly and severally waive notice of the time, place and purpose of  
said meeting and consent that same be held on the aforesaid date for the purpose  
of considering and acting upon the organization of said Council for the year 1977 as  
required by law. This meeting is to be held within the City Council Chambers,  
City-County Building, Fort Wayne, Indiana.

MADE A MATTER OF RECORD  
DATE 12-14-76 CHARLES W. WESTERMAN, CITY CLERK

James Stiller

W. Schmidt

William T. King

John Nichols

Thomas G. Schmidt

W. H. Kline

Paul B. Burns

Fredrick R. Warty

Samuel J. Talarico

DATED THIS 14<sup>th</sup> day of December, 1976.

Charles W. Westerman  
CHARLES W. WESTERMAN  
CITY CLERK

COMMON COUNCIL PUBLIC HEARING --- DECEMBER 14, 1976

REGARDING BILL NO. A-76-11-15

Pursuant to Common Council's request Bill No. A-76-11-15 will be held in Committee until December 21, 1976. It will be brought out at the Committee Session for further discussion and information requested from the Department of Community Development and Planning.

Charles W. Westerman  
City Clerk

LAW OFFICES

ROTHBERG, GALLMEYER, FRUECHTENICHT & LOGAN

SOL ROTHBERG  
GEORGE E. FRUECHTENICHT  
THOMAS D. LOGAN  
PHILLIP E. GUTMAN  
JOHN H. HEINEY  
VERN E. SHELDON  
DONALD M. AIKMAN

MARTIN T. FLETCHER  
DAVID A. TRAVELSTEAD  
RICHARD D. ROBINSON  
THOMAS M. GALLMEYER  
RICHARD E. FOX  
RICHARD H. BLAICH

AREA CODE 219  
TELEPHONE 422-9454

INDIANA BANK BUILDING  
FORT WAYNE, INDIANA  
46802

THOMAS A. GALLMEYER  
OF COUNSEL

September 24, 1976

Mr. Gary F. Baeten  
Land Use Administrator  
Community Development & Planning  
City-County Building  
One Main Street  
Fort Wayne, Indiana 46802

Re: Bill No. Z-76-08-10  
(Leiter)

Dear Gary:

On September 9, 1976, you forwarded to me a letter indicating various discrepancies with regard to the petition filed by our office with regard to the above-captioned matter. In answer to your letter, I would provide as follows, to-wit:

1. A corrected petition with a corrected legal description will be forthcoming at such time as the same has been prepared and executed by James E. Leiter; and
2. Mr. James E. Leiter and his wife are the owners of Lot #2, and the same is not being purchased on contract; and
3. The private restrictions of Irvington Park Addition do not restrict Lots Number 2 and 3 and 1/2 of vacated alley in Block 2 of Irvington Park Addition.

ROTHBERG, GALLMEYER, FRUECHTENICHT & LOGAN

Mr. Gary F. Baeten  
September 24, 1976  
Page 2

At such time as the new petition with the new legal description is filed with your office, would you please set the same for hearing and notify me of that date.

Sincerely yours,

ROTHBERG, GALLMEYER,  
FRUECHTENICHT & LOGAN



Thomas M. Gallmeyer

TMG:ct  
cc: Ms. Vicki Steiner  
Four Seasons Realtors



FORT WAYNE, INDIANA 46802

office of the mayor

December 14, 1976

Mr. James E. Armstrong  
Area Director  
Department of Housing and Urban  
Development  
4720 Kingsway Drive  
Indianapolis, Indiana 46205

MADE A MATTER OF RECORD  
DATE 12-14-76 CHARLES W. WESTERMAN, CITY CLERK

Dear Mr. Armstrong:

This is to request early approval of Section 8 proposal for 166 units on the East Central site now pending in your office. This request is based on the following considerations:

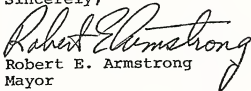
1. Section 8 funds for the current Federal fiscal year have now been made available to area HUD offices;
2. The site in question has been identified and approved in our most recently approved Housing Assistance Plan;
3. Fort Wayne's 1976 HAP called for elderly new construction in Census Tracts 11 and 14, the number of units envisaged for the latter area matches the proposal;
4. The site in question is Urban Renewal land and the disposition of the site has been made in compliance with HUD requirements;
5. Under current HUD regulations, Section 8 projects that meet the above conditions can be submitted and approved without going through the competitive requirements of a "Notice of Fund Availability".

Public transportation runs by the site. We know that there are substantial numbers of elderly citizens in the area who desire to live in the proposed apartments.



Given the above, I would like to restate the City's desire that this project be quickly approved so that we can fill part of the stated needs of our elderly citizens.

Sincerely,

  
Robert E. Armstrong  
Mayor

REA:bmw

THE COUNCIL THEN ADJOURNED.

CERTIFICATE

I hereby certify that I am the duly elected, acting and incumbent City Clerk of the City of Fort Wayne, Indiana and as such the custodian of the records of the Common Council of said City and that the above and foregoing is the true, full and complete record of the proceedings of the Common Council of the City of Fort Wayne, Indiana for its Regular Session, held on Tuesday the 14th day of December, 1976; that the numbered ordinances and resolutions shown therein were duly adopted by said Common Council on said date and were presented by me to the Mayor of the City of Fort Wayne and were signed and approved or disapproved by said Mayor as and on the dates shown as to each such ordinance and resolution respectively; and that all such records, proceedings, ordinances and resolutions remain on file and record in my office.

WITNESS my hand and the official seal of the City of Fort Wayne, Indiana, this 15th day of December, 1976.

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Charles W. Westerman  
City Clerk